

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Public Services – Panchayat Raj & Rural Development Department – Allegation of corruption of demand and acceptance of bribe against Sri Ankam Srinadha Swamy, formerly Mandal Parishad Development Officer, Kamavarapukota Mandal, West Godavari District – Trapped on 14-12-2009 – Sanction for prosecution under Prevention of Corruption Act, 1988 – Order - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (Vig.IV) DEPARTMENT

G.O.Ms.No. 370

Dated:- 29-10-2010.

-o0o-

O R D E R:

1. WHEREAS, Sri Ankam Srinadha Swamy, S/o Late Seetha Rama Swamy, worked as Mandal Parishad Development Officer, Kamavarapu kota Mandal, West Godavari District from 06-01-2009 to 14-12-2009 and by virtue of the post held by him, he falls under the category of a Public Servant as defined under section 2(c) of the Prevention of Corruption Act, 1988, (Act 49 of 1988).
2. AND WHEREAS, Sri Pendem Sri Andhra Jawahar, S/o Late Ranganayakulu is a resident of Jangareddigudem Village and Mandal, West Godavari District, and he is a retired Mandal Educational Officer, Kamavarapukota Mandal, West Godavari District.
3. AND WHEREAS, it is alleged that Sri Andhra Jawhar, who retired on 31-5-2009 as Mandal Educational Officer, Kamavarapukota Mandal is residing in Jangareddigudem. On 13-10-2009 Sri Pendem Sri Andhra Jawahar submitted an application to Sri Ankam Srinadha Swamy, formerly Mandal Parishad Development Officer, Kamavarapukota Mandal, West Godavari District along with copy of Rc.No.27/(A2)/A2/2000 dated 01-10-2009 with a request to pay his leave salary amount that was ordered to be paid in view of his retirement. As Sri Ankam Srinadha Swamy did not take any steps, on 16-11-2009, Sri Pendem Sri Andhra Jawahar issued telegram to Sri Ankam Srinadha Swamy, seeking necessary action in this regard. Later, on 10-12-2009 when Sri Pendem Sri Andhra Jawahar met Sri A.Srinadha Swamy in his office and enquired about his leave encashment, Sri Ankam Srinadha Swamy, demanded Rs. 5,000/- for doing the same and stated that the work would not be accomplished unless the bribe is paid. Left with no option Sri Pendem Andhra Jawahar accepted to pay the bribe demanded by Sri A.Srinadha Swamy and reported the same to the Deputy Superintendent of Police, Anti-Corruption Bureau, Eluru who registered a case on 14-12-2009 vide Cr.No. 14/RCT-EWG/2009 after observing the procedural formalities and arrangements were made for laying trap.
4. AND WHEREAS, having completed the pre-trap proceedings on 14-12-009, the trap party members left to the office of Sri A.Srinadha Swamy, where he was successfully trapped. The Sodium Carbonate solution test conducted on right hand fingers of Sri Ankam Srinadha Swamy alone yielded positive result. When requested, Sri Ankam Srinadha Swamy showed the tainted amount on the top of the table drawer in front of Sri Ankam Srinadha Swamy and on verification and serial numbers of the currency notes found to tally with the serial numbers of the currency notes that were produced by Sri Pendem Sri Andhra Jawahar during pre-trap proceedings. The Sodium Carbonate solution test conducted on the surface of the table drawer where the tainted amount was found proved positive. The DSP seized the tainted amount of Rs. 5,000/- resultant solutions, documents as stated in

the mediators report-II, left over Sodium Carbonate powder, other connected material etc., for further investigation.

5. AND WHEREAS, the above said acts of Sri Ankam Srinadha Swamy, S/o Late Seetha Rama Swamy, Mandal Parishad Officer, Kamavarapukota Mandal, West Godavari District constitute offences punishable under sections 7 and sub section (2) of Section 13 read with Clause (d) of sub section (1) of Section 13 of the Prevention of Corruption Act, 1988.

6. AND WHEREAS, the Government of Andhra Pradesh being the competent authority to remove Sri Ankam Srinadha Swamy, S/o Late Seetha Rama Swamy, Mandal Parishad Development Officer, Kamavarapukota Mandal, West Godavari District from service after fully and carefully examining the material (i.e., F.I.R. , Mediator Report-1 & II. Gist of statement of witnesses, copies of made up files, explanation of Sri Ankam Srinadha Swamy etc.,) placed before them in respect of the said allegations and the circumstances of the case consider that Sri Ankam Srinadha Swamy, S/o Late Seetha Rama Swamy, Mandal Parishad Development Officer, Kamavarapukota Mandal, West Godavari District should be prosecuted in a Court of Law.

7. NOW THEREFORE, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, (Act 49 of 1988), the Government hereby accord sanction for the prosecution of Sri Ankam Srinadha Swamy, S/o Late Seetha Rama Swamy, Mandal Parishad Development Officer, Kamavarapukota Mandal, West Godavari District for the above said offences punishable under sections 7 & sub section (2) of section 13 read with Clause (d) of sub section (1) of section 13 of Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(M.V.P.C.SASTRY)
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Director-General,
Anti-Corruption Bureau,
Hyderabad.

//Forwarded By order //

Section Officer